

FILED

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA

OCT 20 2020
CLERK, U.S. DISTRICT COURT
BY DEPUTY CLERK
WESTERN DISTRICT OF TEXAS

v.

CRIMINAL COMPLAINT

CHRISTOPHER KELSO (1), AKA MONEY MONTANA
EMANUEL PADILLA (2)
DARIUS HELLUMS (3), AKA BIGHOMIE DLOVE

CASE NUMBER: W20-219M

I, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief.

On or about July 14, 2019, in Bell County, in the Western District of Texas, defendant(s), aided and abetted by each other, did unlawfully obstruct, delay and affect commerce, as that term is defined in Title 18, United States Code, Section 1951(b)(3), and the movement of articles and commodities in commerce, by robbery, as that term is defined in Title 18, United States Code, Sections 1951(b)(1) and (b)(2), in that the Defendants did unlawfully take and obtain personal property consisting of marijuana and firearms belonging to the another individual in Temple, Bell County, Texas, from the presence of the individual, against the individual's will, by means of actual and threatened force, violence, and fear of immediate and future injury to the individual's person, while the individual was engaged in the activity of selling marijuana, a business that was engaged in and affects interstate commerce, in violation of Title 18, United States Code, Section(s) 2 and 1951(a).

I further state that I am a(n) Task Force Officer, Federal Bureau of Investigation, and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

continued on the attached sheet and made a part hereof: YES


JOSEPH FIEDLER, Task Force Officer
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

October 20, 2020

Date

Jeffrey C. Manske
U.S. Magistrate Judge

Name & Title of Judicial Officer

Waco, Texas

City and State


Signature of Judicial Officer

United States District Court
Western District of Texas, Waco Division

Affidavit

1. Your Affiant is a Task Force Officer (TFO) with the Federal Bureau of Investigation (FBI), United States Department of Justice. I have been employed as Texas Peace Officer for 20 years and assigned as a TFO with the FBI 3 years. I am currently assigned to the San Antonio Division, Waco Resident Agency (WRA) in Waco, Texas. I am currently assigned to the Violent Crimes Task Force where my responsibilities include those involving investigating violent crimes to include violations of the HOBBS Act and enforcing federal criminal statutes. As part of these duties, your Affiant has become involved in the investigation of suspected violations of Title 18, United States Code, Section 1951. The facts in this affidavit come from your Affiant's personal observations, his training and experience, and information obtained from other law enforcement officers and witnesses.
2. The statements contained in this affidavit are based on information provided to your Affiant by other law enforcement officers who investigate these types of crimes and through his personal investigation. Your Affiant has set forth herein the facts believed necessary to establish probable cause that said violation does exist.
3. Since this affidavit is being submitted for the limited purpose of securing an arrest warrant, your Affiant has not included each and every fact known concerning this investigation. Your affiant has set forth only facts believed necessary to establish probable cause.

Background of the Investigation

1. On July 14, 2019, at approximately 5:40 am, the Temple Police Department received a call of a gunshot victim located at a residence in Temple, Bell County, Texas. When officers arrived, they found G.B. suffering from a gunshot wound to the forearm and chest. This location is within the Waco Division of the Western District of Texas.
2. While investigating the shooting of G.B., Temple Police Detectives obtained a search warrant for the Temple residence. During a search of the property, Task Force Officers located an unopened bottle of what is labeled Workhardt Promethazine with Codeine and approximately 13 ounces of Marijuana hidden in a crawl space under the house. Affiant assisted with the search the back room of the residence that was identified as the room occupied by B.M. In the room, Affiant detected a strong odor of what he recognized from his training and experience as unburnt Marijuana. Affiant located two empty Wockhardt brand bottles marked "Promethazine with Codeine Cough Syrup" and "not for household use." Affiant also located numerous empty plastic and gallon size bags that held a strong odor of Marijuana inside them. Under the bed, Affiant located several handguns as well as another handgun at the head of B.M.'s bed.
3. Detectives identified T.M., who told officers that he was in the backyard of the residence when he heard someone approaching the back yard from the front of the house. T.M. reported that he confronted three males. T.M. stated that one of the males appeared to be Hispanic while the

other two appeared to be African American. T.M. reported that the three males were wearing masks and were each armed with a handgun. The three males demanded that T.M. open the back door to the residence, which opened into the room of B.M. T.M refused to open the door and was struck with the butt of a handgun several times by one of the males. T.M. reported that his wallet was taken from him.

4. Temple detectives spoke with G.B., who was treated by emergency medical technicians. G.B. told detectives that she heard banging outside her bedroom window and came to the door armed with a pistol. G.B. was shot once in the wrist with the projectile traveling through her wrist and into her chest causing serious bodily injury.
5. During the course of the investigation, Temple Police Detective Mcrea recalled a previous robbery, Temple Police Report #18000416, that occurred at the same location involving the same victim, G.B. During that investigation, Detective Mcrea believed that the target of the robbery was B.M. Detective Mcrea, as well as other responding officers, indicated that there was a strong odor of Marijuana in the residence, specifically in the back bedroom belonging to B.M., at the time of the previous robbery. Detective Mcrae believed that B.M. was targeted for robbery due to his sale and possession of Marijuana and firearms.
6. During the initial on scene investigation, Detective Mcrea and TFO Fiedler conducted an interview of B.M. B.M. provided the names of two people that he believed participated in the robbery and shooting of G.B. B.M. provided the names of Emanuel Padilla and Darius Hellums. B.M. could not identify them as being at the location when G.B. was shot but believed that Darius Hellums and Emanuel Padilla participated in the robbery based on past encounters with the two. In a subsequent proffer debrief, B.M. again provided the names of Darius Hellums and Emanuel Padilla as possibly involved in the robbery and shooting of G.B.
7. Affiant conducted an interview of A.W., who told Affiant that a person he knows as Christopher Kelso, AKA "Moneyy Montana," told him that he participated in the robbery and shooting of G.B. Affiant conducted an interview of L.R., who told Affiant that Emanuel Padilla confessed to him that he participated in the robbery and shooting of G.B. Affiant conducted an interview with L.R. who told Affiant that Darius Hellums participated in a robbery/home invasion with him for which L.R. was currently charged and being held in the Bell County Jail.
8. Affiant learned that Christopher Kelso utilized his personal Facebook page under the vanity name "Moneyy Montana" to communicate with another individual whom he set up an unrelated robbery of a known drug dealer. Affiant executed a search warrant on the Facebook page of Christopher Kelso, AKA "Moneyy Montana," to obtain Facebook messenger content. While analyzing the Facebook page messaging, Affiant discovered a message exchange between Christopher Kelso, AKA "Moneyy Montana," and Emanuel Padilla, who used his true name as his Facebook vanity name. The conversation included details of firearms that were kept and stored by B.M. and the desire by Christopher Kelso, AKA "Money Montana," and Emanuel Padilla to steal the firearms from B.M.
9. Affiant obtained and executed a search warrant of the personal Facebook page of Emanuel Padilla to obtain Facebook messenger content. Upon receiving the Facebook Messenger content of Emanuel Padilla, Affiant discovered a conversation between Emanuel Padilla, Christopher Kelso, AKA "Money Montana," and Darius Hellums, AKA "Bighomie Dlove," as detailed below.

a. On June 4, 2019, Christopher Kelso, AKA "Moneyy Montana," and Emanuel Padilla had the following conversation on Facebook Messenger. During the conversation, Christopher Kelso and Emanuel Padilla talked about Emanuel Padilla being at B.M.'s house and seeing the firearms that B.M. kept in his room. They further discussed stealing and selling the firearms.

Date	Time	From	To	Message
6/4/2019	1:17:03 PM	Moneyy Montana	Emanuel Padilla	Wanna buy this glock
6/4/2019	1:20:45 PM	Emanuel Padilla	Moneyy Montana	Hn I wanna put that hoe to work
6/4/2019	1:21:01 PM	Emanuel Padilla	Moneyy Montana	But fr though I tripped out bro I was just thinking about this shit I was with blade last night and he left all his straps inside his bag and went to go take
6/4/2019	1:21:35 PM	Emanuel Padilla	Moneyy Montana	a shower I couldâ€™ve shot off with them hoes
6/4/2019	1:21:48 PM	Emanuel Padilla	Moneyy Montana	I ain' think about until I left kinfolk ðŸ¤¾æ™, i ðŸ¤¾æ™, i,
6/4/2019	1:22:06 PM	Emanuel Padilla	Moneyy Montana	I was gone sale all them hoes for a total or 2 bands
6/4/2019	1:22:11 PM	Moneyy Montana	Emanuel Padilla	Hell yeah you should've burnt off dkove came over here yesterday
6/4/2019	1:22:19 PM	Emanuel Padilla	Moneyy Montana	And keep the dreko
6/4/2019	1:22:25 PM	Moneyy Montana	Emanuel Padilla	What all he had
6/4/2019	1:22:42 PM	Moneyy Montana	Emanuel Padilla	That lil white nigga blade
6/4/2019	1:22:45 PM	Emanuel Padilla	Moneyy Montana	Glocks dreks ars
6/4/2019	1:24:58 PM	Emanuel Padilla	Moneyy Montana	Imma get them hoes watch and bring me back to the hood
6/4/2019	1:28:00 PM	Emanuel Padilla	Moneyy Montana	Bro matter of fact I think the drekos sitting on blades bed or in his room kinfolk
6/4/2019	1:28:29 PM	Emanuel Padilla	Moneyy Montana	I ain' see the other Drekos he had and I remember him taking them out at his shit

b. On June 14, 2019, Emanuel Padilla and Darius Hellums, AKA "Bighomie Dlove," discussed doing a robbery at a party. Darius Hellums asked Emanuel Padilla to get the address for the party from his sister. In the conversation, Emanuel Padilla specifically mention B.M. as a target for robbery. Darius Hellums states that he would pistol whip him. They further discuss that if B.M. is at the party they can burglarize his house through an A/C unit that is in a window. They discuss where B.M.'s father, T.M., stays in a trailer in the back of the residence. They talk about B.M. living with his grandmother G.B.

6/14/2019	2:43:24 PM	Emanuel Padilla	BigHomie Dlovee	Watch her story and see if sheâ€™ll send you the addy to that party
6/14/2019	2:43:32 PM	BigHomie Dlovee	Emanuel Padilla	Ok
6/14/2019	2:45:29 PM	BigHomie Dlovee	Emanuel Padilla	I texted Raven cloura do to much
6/14/2019	2:45:41 PM	Emanuel Padilla	BigHomie Dlovee	Okay coo
6/14/2019	2:45:55 PM	Emanuel Padilla	BigHomie Dlovee	Letâ€™s see what she say
6/14/2019	2:46:07 PM	BigHomie Dlovee	Emanuel Padilla	Lol bet
6/14/2019	2:46:20 PM	BigHomie Dlovee	Emanuel Padilla	Finna text cloura still lol
6/14/2019	2:47:03 PM	Emanuel Padilla	BigHomie Dlovee	Ight ðŸ™, cause I don' think they want us at that hoe
6/14/2019	2:47:19 PM	Emanuel Padilla	BigHomie Dlovee	Well they don' cloura told magin she ain' want us to come
6/14/2019	2:47:20 PM	Emanuel Padilla	BigHomie Dlovee	ðŸ™,ðŸ™, Iâ€™m thinking like bitch you know who I am?? â€œWe pop out at yo party Iâ€™m
6/14/2019	2:48:07 PM	Emanuel Padilla	BigHomie Dlovee	wit the gang and itâ€™s gone be a robbery so tuck ya chainâ€œðŸ™,ðŸ™,
6/14/2019	2:48:23 PM	BigHomie Dlovee	Emanuel Padilla	Ima find out either way and ima Rob the whole party however walk out the door
6/14/2019	2:48:37 PM	BigHomie Dlovee	Emanuel Padilla	ðŸ™,ðŸ™,ðŸ™,ðŸ™,
6/14/2019	2:48:47 PM	Emanuel Padilla	BigHomie Dlovee	Yeah find out ðŸ™,
6/14/2019	2:49:00 PM	Emanuel Padilla	BigHomie Dlovee	Ik itâ€™s at the meadow bends
6/14/2019	2:49:20 PM	Emanuel Padilla	BigHomie Dlovee	By the bridge the one that crosses us over to the manor
6/14/2019	2:49:45 PM	BigHomie Dlovee	Emanuel Padilla	On God that's a lick for us ðŸ™,
6/14/2019	2:50:05 PM	BigHomie Dlovee	Emanuel Padilla	Who ever cum out drunk
6/14/2019	2:50:10 PM	BigHomie Dlovee	Emanuel Padilla	Idgaf
6/14/2019	2:50:26 PM	Emanuel Padilla	BigHomie Dlovee	Imma be looking foe the nigga ik who got some money
6/14/2019	2:50:28 PM	Emanuel Padilla	BigHomie Dlovee	Like blade
6/14/2019	2:50:40 PM	BigHomie Dlovee	Emanuel Padilla	Omm
6/14/2019	2:50:53 PM	BigHomie Dlovee	Emanuel Padilla	But he might have a burner ðŸ™,
6/14/2019	2:51:14 PM	Emanuel Padilla	BigHomie Dlovee	And imma take that hoe from em and pistol whip tf outta his ass
6/14/2019	2:51:57 PM	BigHomie Dlovee	Emanuel Padilla	Omm, so Magin know we're it's gone be
6/14/2019	2:53:38 PM	Emanuel Padilla	BigHomie Dlovee	Yeah I think
6/14/2019	2:57:13 PM	BigHomie Dlovee	Emanuel Padilla	Get it from her and we just gone link and be on sum reap mode shir

6/14/2019	3:21:47 PM	Emanuel Padilla	BigHomie Dlovee	On me nigga if not that hit his house if he there at the party?
6/14/2019	3:22:15 PM	BigHomie Dlovee	Emanuel Padilla	Howwō̄"
6/14/2019	3:22:22 PM	BigHomie Dlovee	Emanuel Padilla	Whhhooo I mean
6/14/2019	3:22:27 PM	Emanuel Padilla	BigHomie Dlovee	Blade
6/14/2019	3:22:39 PM	Emanuel Padilla	BigHomie Dlovee	He got a ac unit in his window
6/14/2019	3:22:40 PM	BigHomie Dlovee	Emanuel Padilla	Ohh yeah , who he stay wit
6/14/2019	3:22:58 PM	Emanuel Padilla	BigHomie Dlovee	Just his grandma and dad
6/14/2019	3:23:33 PM	BigHomie Dlovee	Emanuel Padilla	Hell na , his dad gone blow that bitch δŶ~,δŶ~,δŶ~,δŶ~,δŶ~,δŶ~,
6/14/2019	3:24:01 PM	Emanuel Padilla	BigHomie Dlovee	Nah his dad don' stay in his house house his dad stays in the back
6/14/2019	3:27:38 PM	BigHomie Dlovee	Emanuel Padilla	Ohh ok so he stay in with Grandma oh yeah we gotta lock in

c. On June 17, 2019, Darius Hellums and Emanuel Padilla discuss being down and need to make "five bands" or \$5000. Emanuel Padilla and Darius Hellums discuss the location of B.M.'s residence. Emanuel Padilla gives Darius Hellums the name of street the house is on and describes items that can be seen in the front yard. It appears that Emanuel Padilla had recently gone by the residence and commented that it did not appear that B.M. was home.

6/17/2019	9:33:24 PM	Emanuel Padilla	BigHomie Dlovee	You finna be mobile this week?
6/17/2019	9:33:38 PM	Emanuel Padilla	BigHomie Dlovee	Scope out blade shit δÝ~,δÝ~,δÝ~, I'm finna start back taking them hoes so I can be on my DEMON
6/17/2019	9:33:53 PM	BigHomie Dlovee	Emanuel Padilla	SHIT AND YEA I AM
6/17/2019	9:34:00 PM	BigHomie Dlovee	Emanuel Padilla	Wat street
6/17/2019	9:34:06 PM	Emanuel Padilla	BigHomie Dlovee	13
6/17/2019	9:34:16 PM	Emanuel Padilla	BigHomie Dlovee	δÝ~,δÝ~,δÝ~,δÝ~,
6/17/2019	9:34:18 PM	BigHomie Dlovee	Emanuel Padilla	Whitehouse right
6/17/2019	9:34:21 PM	BigHomie Dlovee	Emanuel Padilla	Lol
6/17/2019	9:34:59 PM	Emanuel Padilla	BigHomie Dlovee	You gonna see a red motorcycle in front the house
6/17/2019	9:35:06 PM	Emanuel Padilla	BigHomie Dlovee	And the garage always open
6/17/2019	9:37:10 PM	BigHomie Dlovee	Emanuel Padilla	Bet
6/17/2019	9:37:22 PM	BigHomie Dlovee	Emanuel Padilla	I'm going get him watch
6/17/2019	9:37:52 PM	Emanuel Padilla	BigHomie Dlovee	Bet
6/17/2019	9:39:19 PM	Emanuel Padilla	BigHomie Dlovee	Watch his Instagram to see when he pull the blues out and tell him and Jacob go serve you or scoop you something yeano?
6/17/2019	9:40:03 PM	BigHomie Dlovee	Emanuel Padilla	Yes and it's the same as Facebook blade Miller I think
6/17/2019	9:41:03 PM	Emanuel Padilla	BigHomie Dlovee	Yeah
6/17/2019	9:42:05 PM	Emanuel Padilla	BigHomie Dlovee	See what they on rn
6/17/2019	9:42:15 PM	Emanuel Padilla	BigHomie Dlovee	Be like aœewyo lil bro&€
6/17/2019	9:42:42 PM	BigHomie Dlovee	Emanuel Padilla	Itgh
6/17/2019	9:43:07 PM	Emanuel Padilla	BigHomie Dlovee	Cause it didn' look like blade was at his house

d. On June 24, 2019, Emanuel Padilla asked Darius Hellums about B.M.'s house. Emanuel Padilla tells Darius Hellums that he needs a "strap," also known as a gun.

6/24/2019	4:08:13 AM	Emanuel Padilla	BigHomie Dlovee	See wassup with blades spot
6/24/2019	4:08:23 AM	BigHomie Dlovee	Emanuel Padilla	Fasho
6/24/2019	4:08:38 AM	Emanuel Padilla	BigHomie Dlovee	Don' roach if yaœmall hit that hoe I needa strap

e. On July 11, 2019, Christopher Kelso messages Emanuel Padilla and tells him he has a "Lick" for them on a "qp," meaning that he has a target to rob for a quarter pound of marijuana.

7/11/2019	10:07:52 PM	Moneyy Montana	Emanuel Padilla	I got a lick for us on a qp
7/11/2019	10:08:02 PM	Emanuel Padilla	Moneyy Montana	When
7/11/2019	10:08:31 PM	Moneyy Montana	Emanuel Padilla	Tonight I gotta see
7/11/2019	10:08:54 PM	Emanuel Padilla	Moneyy Montana	Ohh ight lemme know Iâ€™ll fuck around and pull up

f. On July 14, 2019, Emanuel Padilla, Christopher Kelso and Darius Hellums were in contact with each other exchanging messages and phone calls till approximately 1:37 am. They discussed meeting at Club Heavy, an after-hours location in Temple, Texas. The conversation ended at 1:37 am. The robbery and shooting of G.B. at B.M.'s residence was reported at 5:40 am. At 6:48 am, Christopher Kelso and Emanuel Padilla exchanged phone calls. At 8:44 am, Darius Hellums sent Emanuel Padilla a message asking him, "Yyou straight.t.

7/13/2019	12:17:44 PM	Emanuel Padilla	Moneyy Montana	Shit I don' even know you tell me
7/14/2019	12:13:04 AM	BigHomie Dlovee	Emanuel Padilla	The video chat ended.
7/14/2019	12:13:48 AM	BigHomie Dlovee	Emanuel Padilla	The video chat ended.
7/14/2019	12:43:20 AM	Emanuel Padilla	BigHomie Dlovee	Onna way rn rn
7/14/2019	1:04:05 AM	Emanuel Padilla	BigHomie Dlovee	The video chat ended.
7/14/2019	1:04:10 AM	BigHomie Dlovee	Emanuel Padilla	You missed a call from BigHomie.
7/14/2019	1:04:19 AM	Emanuel Padilla	BigHomie Dlovee	Wya
7/14/2019	1:31:41 AM	Emanuel Padilla	Moneyy Montana	You missed a call from Emanuel.
7/14/2019	1:31:41 AM	Emanuel Padilla	Moneyy Montana	Moneyy missed your call.
7/14/2019	1:31:46 AM	Emanuel Padilla	Moneyy Montana	Wya
7/14/2019	1:31:56 AM	Emanuel Padilla	Moneyy Montana	Letâ€™s go to heavy
7/14/2019	1:32:04 AM	Emanuel Padilla	Moneyy Montana	Iâ€™ll scoop mm
7/14/2019	1:37:47 AM	Emanuel Padilla	Moneyy Montana	You missed a call from Emanuel.
7/14/2019	1:37:47 AM	Emanuel Padilla	Moneyy Montana	Moneyy missed your call.
7/14/2019	1:37:53 AM	Emanuel Padilla	Moneyy Montana	You ramblin
7/14/2019	6:48:58 AM	Moneyy Montana	Emanuel Padilla	Moneyy called you.
7/14/2019	6:48:58 AM	Moneyy Montana	Emanuel Padilla	You called Emanuel.
7/14/2019	8:44:40 AM	BigHomie Dlovee	Emanuel Padilla	You straight

Conclusion

1. Based upon the aforementioned facts, there is probable cause to believe that one or more violations of 18 United States Code, § 1951 has been committed by Christopher Kelso, Emanuel Padilla and Darius Hellums.
2. Accordingly, your Affiant respectfully requests that an arrest warrant be issued for Christopher Kelso, Emanuel Padilla and Darius Hellums.

FURTHER AFFIANT SAYETH NAUGHT.



JOSEPH FIEDLER, Task Force Officer
Federal Bureau of Investigation

SWORN TO AND SUBSCRIBED before me on the 20th day of October, 2020.



JEFFREY C. MANSKE
UNITED STATES MAGISTRATE JUDGE